IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4605 OF 2005
WITH
CRI.APPL.NO.3835 OF 2004
IN
CRI.APPEAL NO.236 OF 2004

Ashok Pandurang Mhetar ..Applicant

Vs.

State of Maharashtra & Anr. ...Respondents

...
Mrs.S.S.Mogre Advocate for Applicant
Ms.S.V.Gajare A.P.P. for the State
Mr.Shailesh Redekar i/b Mr.S.S.Redekar
for Respondent Nos. 2 to 8
...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 24, 2005

P.C.

1. Heard the learned advocate for the applicant-original accused, learned advocate for the respondent no.2-original complainant and the learned A.P.P. for the State. Perused seven affidavits filed by the original complainant and six witnesses which are in the office copy of Paper-Book (II Part), who have been examined in the said case.

2. The applicant-accused has preferred this application for grant of leave to compound the offence under Sections 354 and 504 of IPC. Both the sides have prayed that looking to the affidavits on record and the fact that offence has been amicably settled between the parties, permission be granted to the parties to compound the offence. The complainant and six witnesses are also present in person. They have also stated that permission be granted to compound the offence. The learned A.P.P. states that she has no objection to the offence being compounded. In this view of the matter, leave to compound the offence under Sections 354 and 406 of IPC is granted and the applicant-accused is acquitted thereunder.

3. Application is disposed of.

4. Certified copy expedited.

[V.K.TAHILRAMANI,J.]